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AUTHORITY: 46 U.S.C. 3316, 4502, 4506, 6104, 10603; 49 U.S.C. 5103, 5106; 49 CFR 1.46.

SOURCE: CGD 88-079, 56 FR 40393, Aug. 14, 1991, unless otherwise noted.

Subpart A—General Provisions

§ 28.10 Authority.

The regulations in this part are prescribed by the Commandant of the Coast Guard, pursuant to a delegation of authority by the Secretary of Transportation set forth in 49 CFR 1.46(b), to carry out the intent and purpose of 46 U.S.C. 3316 which authorizes the Secretary to rely on reports, documents, and certificates issued by the American Bureau of Shipping (ABS) or a similar United States classification society, or an agent of the ABS or similar society; sections 4502 and 4506 which require safety equipment and operational stability for certain vessels in the commercial fishing industry; section 6104 which requires the Secretary of Transportation to compile statistics concerning marine casualties compiled from vessel insurers and to delegate that authority to compile statistics from insurers to a qualified person; and section 10603 which requires seamen on commercial fishing industry vessels to give notice of illness, injury, or disability to their employer.

§ 28.20 OMB control numbers.

(a) This section collects and displays the control numbers assigned to information collection and recordkeeping requirements in this part by the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*). This section complies with the requirements of 44 U.S.C. 3507(f) which requires that agencies display a current control number assigned by the Director of the OMB for each approved agency information collection requirement.

(b) Display.

46 CFR part or section where identified or described	Current OMB control No.
§ 28.80	2115–0582
§ 28.90	2115–0582
§ 28.135	2115–0582
§ 28.165	2115–0582

Coast Guard, DOT

§ 28.40

46 CFR part or section where identified or described	Current OMB control No.
§ 28.530	2115-0582
§ 28.710	2115-0582
§ 28.720	2115-0582

for the purpose of handling fishing gear.

[CGD 88-079, 56 FR 40393, Aug. 14, 1991; 56 FR 49822, Oct. 1, 1991]

§ 28.30 Applicability.

(a) Except as provided in paragraph (b) of this section, this part is applicable to all United States flag vessels not inspected under this chapter that are commercial fishing, fish processing, or fish tender vessels. This includes vessels documented under the provisions of subchapter G of this chapter and vessels numbered by a State or the Coast Guard under the provisions of 33 CFR subchapter S of this chapter. Certain regulations in this part apply only to limited categories of vessels. Specific applicability statements are provided at the beginning of those regulations.

(b) This part does not apply to a small boat or auxiliary craft that is deployed from a fishing industry vessel

§ 28.40 Incorporation by reference.

(a) Certain material is incorporated by reference into this part with the approval of the Director of the Federal Register in accordance with 5 U.S.C. 552(a). To enforce any edition other than that specified in paragraph (b) of this section, the Coast Guard must publish notice of change in the FEDERAL REGISTER and make the material available to the public. All approved material is on file at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC and at the U.S. Coast Guard, Office of Design and Engineering Standards (G-MSE), 2100 Second Street SW., Washington, DC 20593-0001 and is available from the sources indicated in paragraph (b) of this section.

(b) The material approved for incorporation by reference in this part and the sections affected are:

- American Boat and Yacht Council (ABYC),
3069 Solomons Island Road, Edgewater, MD 21037
 - E-1-1972—Bonding of Direct Current Systems 28.345
 - E-8-1985—Alternating Current (AC) Electrical Systems on Boats. 28.345
 - E-9-1981—Recommended Practices and Standards Covering Direct Current (DC) Electrical Systems on Boats. 28.345
 - H-2-1989—Ventilation of Boats Using Gasoline 28.340
 - H-25-1986—Portable Fuel Systems for Flammable Liquids 28.335
 - H-33-1989—Diesel Fuel Systems 28.335
 - P-1-1986—Installation of Exhaust Systems for Propulsion and Auxiliary Engines. 28.380
- International Maritime Organization (IMO),
Publications Section, 4 Albert Embankment, London SE1 7SR, England:
 - Resolution A.658(16) "Use and Fitting of Retro-Reflective Materials on Life-Saving Appliances", dated November 1989. 28.135
- National Fire Protection Association (NFPA),
1 Batterymarch Park, Quincy, MA 02269:
 - 70-1990—National Electrical Code (also known as ANSI/NFPA 70-1990). 28.350; 28.370; 28.865
 - 302-1989—Pleasure and Commercial Motor Craft 28.335; 28.340; 28.345
 - 17-1985—Dry Chemical Extinguishing Systems 28.330
 - 17A-1986—Wet Chemical Extinguishing Systems 28.330
- Society of Automotive Engineers (SAE),
400 Commonwealth Drive, Warrendale, PA 15096:
 - SAE J 1475-1984—Hydraulic Hose Fitting for Marine Applications. 28.880
 - SAE J 1942-1989—Hose and Hose Assemblies for Marine Applications. 28.405
- Underwriters Laboratories, Inc. (UL),
333 Pfingsten Rd., Northbrook, IL 60062:
 - UL 217-1985—Single and Multiple Station Smoke Detectors 28.325; 28.830